MULTIMEDIA UNIVERSITY STUDENT IDENTIFICATION NO

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# MULTIMEDIA UNIVERSITY

# FINAL EXAMINATION

**TRIMESTER 1, 2015/2016**

## UJP 4612 – JURISPRUDENCE I

(All Sections/Groups)
6 OCTOBER 2015
Reading Time : 2.30 p.m. - 2. 45 p.m.
(15 Minutes)
Answering Time : 2.45 p.m. –5. 45 p.m.
(3 Hours)

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**INSTRUCTIONS TO STUDENTS**

1. Students will have **fifteen minutes** during which they may read the paper and make rough notes ONLY in their question paper. Students then have the remaining **THREE HOURS** in which to answer the question.
2. This Examination Paper consists of 4 Pages with 4 Questions only.
3. There two parts in this Question Paper: Part A and Part B. Question 1 from Part A is COMPULSORY and must be answered. Answer TWO QUESTIONS ONLY from Part B.
4. Please write all your answers in the Answer Booklet provided.

## PART A: THIS QUESTION MUST BE ANSWERED

## QUESTON 1

Briefly explain the concepts stated below. For each concept support your answer with relevant illustration and argument.

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|---|---|---|
| (a.) 'rule of recognition' | H.L A. Hart (1907-1992) | (10 marks) |
| (b.) 'pure theory of law' | Hans Kelsen (1881-1973) | (10 marks) |
| (c.) 'constructive interpretation' | Ronald Dworkin (1931- 2013) | (10 marks) |
| (d.) 'theory of social justice' | John Rawls (1921-2002) | (10 marks) |
| (e.) 'American legal realism' | Karl Llewellyn (1893-1962) | (10 marks) |

(Total: 50 marks)

**Continued...**

## PART B: ANSWER TWO QUESTIONS ONLY

## QUESTION 2

Natural law can never be without a role or purpose as is evident from its historic role of promoting justice and change as required in different time and place to meet the needs of the general public against tyranny, injustice and arbitrariness.

Discuss the underlying philosophy of natural law from the ancient periods into the twentieth century and factors that lead to its decline and revival in the nineteenth century.

(Total: 25 marks)

**Continued...**

## QUESTION 3

John Finnis contended that the combination of the basic goods and test of reasonableness would enable society to prevent gross injustice. These concepts also provide a model of basic rights.

Discuss John Finnis concept of 'basic goods and tests of practical reasonableness'.

(Total: 25 marks)

**Continued...**

## QUESTION 4

Explain Karl Marx's doctrine of withering away of law and State. Critically evaluate the relevance of his theory to modern day's government.

(Total: 25 marks)

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